

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 16, 2022**

Council Members M.C. Keegan-Ayer, President; Jerry Donald, Jessica Fitzwater, Kai Hagen, Phil Dacey and Steve McKay were present for the meeting.

Also present were Ragen Cherney, County Council Chief of Staff; Catherine Keller, Assistant County Attorney; Sarah Grabowski, Executive Assistant, County Council; and Nancy Luna, Executive Assistant, County Council.

Council President M.C. Keegan-Ayer called the meeting to order at 5:30 p.m.

Opening Statement from Council President M.C. Keegan-Ayer

Council President M.C. Keegan-Ayer provided an opening statement at the start of the meeting. Included in that statement was a welcoming to the Legislative meeting for Tuesday, August 16, 2022 and information on how to watch and participate in the meeting. President Keegan-Ayer called roll and a quorum was established for the meeting.

The meeting began with a moment of silence followed by the Pledge of Allegiance.

Council Vice President Michael Blue joined the meeting at 5:35 pm.

Action on the Agenda

Council Member Jessica Fitzwater moved to approve the agenda as presented. Council Member Steve McKay seconded the motion that passed 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Public Comment was heard from:

- Tommy Davis
- Megan Leroux

With no additional speakers, Council President MC Keegan-Ayer closed public comment.

At 5:38 pm, Council President MC Keegan-Ayer passed the gavel to Council Member Jerry Donald

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 16, 2022**

At 5:40 pm, Council Member Jerry Donald passed the gavel back to Council President MC Keegan-Ayer.

Budget Adjustments:

- J-22-389 – Area Agency on Aging, Senior Services Division
- J-23-034 – Administration, Health Services Division
- J-23-035 – Developmental Center, Health Services Division

Council Member Steve McKay moved to approve Budget Adjustments: • J-22-389 Area Agency on Aging, Senior Services Division, J-23-034 Administration, Health Services Division, and J-23-035 Developmental Center, Health Services Division, as presented. Council Member Jessica Fitzwater seconded the motion that passed 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Public Hearing:

FY23 Maryland Agricultural Land Preservation Foundation (MALPF) Easement Acquisition Program

Anne Bradley, Administrator, Land Preservation Program, Planning & Permitting Division, presented the 16 applications for approval for the FY23 Maryland Agricultural Land Preservation Foundation (MALPF) Easement Acquisition Program.

Public Comment was heard from:

- Raymond Wolf

With no additional speakers, Council President MC Keegan-Ayer closed public comment.

Council Member Jerry Donald moved to approve the 16 applications: 23-01, 23-04, 23-05, 23-10, 23-11, 23-13, 23-14, 23-18, 23-21, 23-24, 23-36, 23-40, 23-41, 23-42, 23-48, 223-51 as presented by staff for appraisal and further review by the state. Council Member Steve McKay seconded the motion which passed 7-0.

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 16, 2022**

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

430 Pine Avenue – Declaration of Surplus Property Resolution:

Michelle Hurney, Chief, Office of Capital Asset, Lease, and Acquisition Management, Department of Professional Services, Public Works Division, requested the approval of the Resolution to Declare 430 Pine Avenue a Surplus Property.

Council Member Jessica Fitzwater moved that it be resolved by the County Council that the 2.67 acre site and improvements thereon known as 430 Pine Avenue is no longer needed for public purposes and be it further resolved that it may be disposed of by the County Executive and be it further resolved that the County Executive and such other officers, officials and employees of the County as the County Executive may designate are authorized and empowered to execute all documents, instruments and certificates; and otherwise to take all actions necessary to consummate the transfer of the property interests consistent with the action hereby taken. Council Member Jerry Donald Seconded the motion which passed 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Hogan Property – Crestwood Manor Petition for First Amendment to the Development Rights and Responsibilities Agreement (DRRA):

Mike Wilkins, Director, Department of Development Review & Planning, Division of Planning & Permitting, presented the Crestwood Manor Petition for First Amendment to the Development Rights and Responsibilities Agreement (DRRA) for approval.

Council Member Jessica Fitzwater moved to approve the Proposed Developer Rights and Responsibilities Amendment to the Hogan Property Crestwood Manor Development (Case Number RZ-273353). Council Member Steve McKay seconded the motion which passed 7-0.

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 16, 2022**

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

Request to Amend Resolutions Nos. 20-02 and 20-08 for The Kroger Co.:

Council Member Steve McKay moved to approved Resolutions 20-02 and 20-08 for the Kroger Co. for the terms as stated. Council Member Jerry Donald seconded the motion which was approved 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 – Donald	X		
District 2 – McKay	X		
District 4 – Fitzwater	X		
District 5 – Blue	X		
At-large – Dacey	X		
At-large – Hagen	X		
Presiding Officer – Keegan-Ayer	X		

At 6:11 pm Council President MC Keegan-Ayer passed the gavel to Council Member Jerry Donald.

First Reading Calendar:

Proposed Bill – Amendment to the Frederick County Employees Retirement Plan – Additional Plan Committee Member:

Council President MC Keegan-Ayer introduced a Bill to Amend the Frederick County Employees Retirement Plan which adds an Additional Plan Committee Member.

Proposed Bill – Amendment to the Frederick County Uniformed Employees Retirement Plan – Additional Plan Committee Member:

Council President MC Keegan-Ayer introduced a Bill to Amend the Frederick County Uniformed Employees Retirement Plan which adds an Additional Plan Committee Member.

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 16, 2022**

At 6:12 pm, Council Member Jerry Donald passed the gavel back to Council President MC Keegan-Ayer.

The Council stood in recess at 6:13 pm and reconvened at 7:00 p.m., at which time President Keegan-Ayer re-established a quorum.

Public Hearing:

Second Reading Calendar:

To Consider Bill 22-13 – Revisions to Section 1-16-106 of the Frederick Country Subdivision Regulations – Water and Sewer Facilities:

Mark Schweitzer, Water and Sewer Utilities, presented Bill No. 22-13- Revisions to Section 1-16-106 of the Fred. Co. Subdivision Regulations.

Public Comment was heard from:

- None

With no additional speakers, Council President MC Keegan-Ayer closed public comment for Bill 22-13.

To Consider Bill 22-14 – Amendment to the Ethics Law:

Bryon Black, County Attorney, presented Bill No. 22-14 – Amendment to the Ethics Law.

Public Comment was heard from:

- None

With no additional speakers, Council President MC Keegan-Ayer closed public comment for Bill 22-14.

Public Comment was heard from:

- None

With no additional speakers, Council President MC Keegan-Ayer closed public comment.

Council Member Comments:


Council Member comments were provided.

Adjourn

FINAL

COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, August 16, 2022

The meeting adjourned at 7:10 p.m.



M.C. Keegan-Ayer, President
County Council